
 THE STATE)

VS)

HENRY D. CARPENDER)
 -----)

THE STATE)

VS)

WILLIAM STEVENS)
 -----)

Continuation of testimony taken before
 the Hon. Frank Cleary, at the Court House,
 Somerville, N. J. on Monday the 16th day of
 August 1926.

APPEARANCES:

Alexander Simpson, Special Prosecutor

Francis Bergen, Esq., Prosecutor, for the
 State.

Robert H. Mc Carter, Esq.,
 Timothy Pfeiffer, Esq.,)
 Nathaniel J. Palzer, Esq.,) of the New York
 Bar.

HARRY F. BRISCOE, being duly sworn according to law upon his oath deposes and testified as follows:

DIRECT EXAMINATION BY MR. SIMPSON:

Q What is your occupation?

A Architect.

Q What is your general line of work in reference to Map making, drawing --

A Measuring Buildings, drafts man.

Q How long have you been in that occupation?

A Since 1900.

Q Where do you follow that occupation?

A At the present time I am chief draftsman for Flagg and Stades, Jersey City.

Q Did you go to De Russey's Lane on Saturday and make a map of De Russey's Lane and the part of the land where it is said these bodies were found?

A I did.

Q Which is the map? Point it out with the pointer?

A This is the map showing De Russey's lane, (indicating)

Q Tell us what that show's generally? What does that map show? Tell us what it shows?

A It shows the two saplings.

Q What are they?

A Two cedar saplings 8 feet high.

The Court: Mr. Briscoe, you will have to speak

loud enough so counsel on this side of the room can hear you and also the stenographers.

The Witness: There are two cedar saplings here about 8 feet high, three or four feet from the edge of De Russey's Lane.

Q What are they, east, west, north or south of De Russey's lane?

A The northwest side of De Russey's lane.

Q And what else does the map show besides those two cedar saplings.

A It shows a cedar stump about 12 or 14 inches high, 12 or 14 inches in diameter located from the saplings about 6 feet 6 inches. The stump and two saplings are located in a brake, in a hedge of hedge bushes, shrubbery and small trees.

Q Just you go on and don't be interrupted by any stenographer, you go ahead with you testimony. The next time somebody you don't know asks you a question you go right ahead.

Mr. Mc Carver: One moment your honor. I think the court had better instruct the witness. I think the stenographers are entitled to hear what the witness has said.

COURT: I think so. If the stenographer will simply call the court's attention to the fact ---

MR. SIMPSON: I don't want these stenographers all over the room interrupting the witness?

A One ninety-six feet from this stump on the northwest side of the hedge is an opening, in fact, it is the edge of the hedge, the edge of the shrubbery, a distance of 17 feet from the back of the hedge to the center line of the lane from the edge of the shrubbery to the spot I have marked as pointed out to be where Mrs. Gibson viewed the proceeding ---

Q Tell me where that spot is with reference to the crab apple tree?

A It is about 26 feet back of the crab apple tree and 34 feet north of the edge of the hedge.

Q And does the red mark show the place where you were instructed the bodies were found?

A Yes.

Q What is the total distance from the sapling which was pointed out to you, which was pointed out to you as the sapling Mrs. Gibson was said to have viewed the scene and how far is it from that point to the point where the blue mark is?

A Pretty nearly three hundred feet.

Q You mean down here (indicating) ?

A I mean down, across and down.

Q That is, from the saplings walking directly down here and here --- You don't know what you did --- from the cedar saplings here, coming in a direct line according to you down to this point is how many feet?

A Why, it would be 230 feet.

Q Now, what does the other map show underneath it?

A The other map shows the ~~white~~ Hall property, corner of Nichol Avenue, Redmond Street and Townsend Street.

Q Point out the main entrance?

A The main entrance of the house is their driveway.

Q On what street does it face?

A It is on Nichol Avenue and sets back from Nichol Avenue about 70 feet.

Q What runs in front of it?

A A driveway.

Q Straight or curved?

A Curved.

Q How does it come and how does it leave?

A Why, it enters from one side and runs across the front of the house to this other side, or vice versa, of the entrance from the driveway to the front entrance. Then it runs from the side of the house around the rear to Redmond Street.

Q Where is the other entrance?

A There is the entrance here, (indicating).

Q Meaning what?

A Well, on the rear it probably enters into the kitchen;
I couldn't get into the house?

Q Where is it located, what street?

A On the rear of the house, Mill Street.

Q What street does it face?

A It doesn't face either street, Senator, It faces the
driveway and the driveway runs at a right angle to
Redmond Street.

Q It is the rear entrance?

A It is the rear entrance.

Q Where is the other entrance?

A The other is a rear entrance also.

Q Where? A On the opposite side of the house facing
Townsend street.

Q How far is the church building from the house, St.
John the evangelist, I think it is?

A Three tenths of a mile by the speedometer.

Q What is the nearest entrance coming from the church
out of the house?

A The nearest entrance is the front entrance on Nichol
Avenue.

Q What is the distance from the house, you said, to
the church?

A Three tenths of a mile.

Q Did you take the measurements by speedometer going along the road from the place where the bodies are said to be found to the Gibson home?

A Yes.

Q What is the extent of that measurement?

A One and eight tenths miles.

Q Is that going directly by the road?

A Going directly by the road.

Q Can you trace the road? How does it go from this spot to the place --

A You go down De Russey's lane to a dirt road which runs northwest and then we turned at right angles to go over to the main state highway.

Q And then you went what on that highway? How did you go?

A Well, we went northwest of the highway a little ways and then crossed over to the Gibson Home.

Q Did you have to leave the main highway to get into the Gibson Place?

A Yes.

Q As you observed the scene there, that is the journey from the Gibson ~~xxxx~~ house to the place where the bodies are said to have been found, is there any place to go across lots or did you have to go on the road?

A You can go across lots anyway.

Q. Would that make it shorter than one and eight tenths miles?

A. Yes.

Q. Does your map show Easton Ave., with reference to the place where the bodies were found?

A. No.

Q. What direction would Easton Ave., have been if you put Easton Ave., on that map?

A. It would be southwest.

Q. Do you know what distance?

A. Well, I should say --- well, not a mile, not quite a mile.

MR. SIMPSON: From the place where the bodies are said to have been found.

That is all, cross examine.

CROSS EXAMINATION BY MR. PFETTER:

Q. Mr. Briscoe, the measurements of the Hall House concerning which you have testified, relate, of course, to the Hall House as it was on Saturday afternoon last?

A. Yes.

Q. You have been informed, have you not, that that house has been entirely remodeled within the last four years, or since the occurrence?

A. No, not entirely remodeled. They said there was a gate

cut in a fence.

Q Were you informed that the house is entirely remodeled?

A I have not been informed, and I didn't know it?

MR. PFEIFFER: That is all.

REDIRECT EXAMINATION BY MR. SIMPSON:

Q Were you informed that the entrances now are in the same location they were before the house was remodeled?

A I was informed that one entrance had been put in?

Q Which one?

A This one, a gate in a board fence.

Q That isn't the entrance to the house. I am talking about the house. Nobody is talking about the board fence?

A No, I was not told that.

Q Were you told that the entrance --- weren't you told in my presence by a representative of Mrs. Hall that the entrances were just the same as they were in the house before it was remodeled, in the same location?

A My recollection is that no mention was made to me about any change in the house?

MR. SIMPSON: I think that is all.

MR. PFEIFFER: I am sure that is all.